

Revised to include a new agency response

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2008-09		FY 2009-10	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	67,940	8,000	63,046	8,000
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	67,940	8,000	63,046	8,000

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

This bill allows for inspections of individual mobile homes. The Department of Health and Human Services may contract with the Public Service Commission for the inspections. Mobile homes not in compliance would be given 90 days to correct deficiencies or remove the mobile home. If an inspection is not allowed by the Public Service Commission, condemnation proceedings may be taken. Fees to cover the actual cost of inspections are authorized to be collected from the owner of the mobile home park. The fees are deposited into the Department of Health and Human Services Cash Fund.

The Department of Health and Human Services currently licenses mobile home parks but is not authorized to inspect individual mobile homes. This bill would authorize those inspections. The intent is for HHS to contract with the Public Service Commission. The Public Service Commission would submit a report of deficiencies to the Department of Health and Human Services and the department would start enforcement action through the respective county attorney. HHS assumes they would conduct the inspections rather than contracting that function to the PSC. To conduct the inspections and initiate enforcement, HHS estimates the need for an environmental health scientist. The cost would be \$67,940 in FY 09 and \$63,046 in FY 10 from cash funds.

If the Department of Health and Human Services contracts with the Public Service Commission (PSC), the PSC estimates the cost per inspection would be \$200. It is estimated that there would be approximately 40 inspections per year. The PSC would conduct the inspections with existing staff. If there are more inspections than estimated and the inspections are contracted, the PSC may need an additional inspector. Fees would need to set at a level to cover these additional costs if they occur. The Department of Health and Human Services would collect the fees and pay the Public Service Commission for the inspections.

Technical Note: The Department of Health and Human Services assumes they would conduct the inspections and not contract with the Public Service Commission. If this is done, there is a conflict with Subsection 4 of Section 4 which only allows condemnation proceedings if the PSC is not allowed to conduct the inspection.

DEPARTMENT OF ADMINISTRATIVE SERVICES

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COMMENTS					
PUBLIC SERVICE COMMISSION – The bill allows HHS or political subdivisions to contract with the PSC for such inspections, but it does not specify the process. Monies received from these inspections are directed specifically to the Health and Human Services Cash Fund. It is assumed HHS would then pay the PSC for the cost of inspection.					
HEALTH & HUMAN SERVICES – The PSC has identified in their fiscal note to LB 1124 that their estimate for inspection costs would be \$200 per inspection. They further estimate 40 such inspections might be made each year for a total of \$8,000 in inspection fees. If the PSC is providing the inspection and the report for same, it is unclear why HHS would require 1 additional FTE at a cost of \$63,046 per year to accommodate provisions of this bill.					